

AF / 1728

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
Re: Appeal to the Board of Patent Appeals and Interferences

PATENT  
APPLICATION

In re PATENT APPLICATION of  
Inventor(s): MORIFUJI  
Appln. No.: 09

493,063  
Serial No. ↑

Group Art Unit: 1728  
Examiner.: Eugene LEE  
Atty. Dkt. P 0266202  
M# 123782US  
Client Ref

Filed: January 28, 2000

Title: SEMICONDUCTOR DEVICE AND METHOD OF  
MANUFACTURING THE SAME

Hon. Commissioner of Patents  
Washington, D.C. 20231



Date: July 29, 2002

RECEIVED  
AUG 01 2002  
TC 1700 (NE) Appeal  
Notice of  
Similar  
8/1/02

Sir:

1.  **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated January 30, 2002 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
2.  **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).
3.  An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer- unextendable)
4.  Reply Brief is attached in triplicate (due two months after Examiner's Answer - unextendable).
5.  "Small entity" statement filed:  herewith.  previously.
6.  Fee NOT required because paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

**7. FEE CALCULATION**

	Large/Small Entity	Fee Code
If box 1 above is X'd, .....	enter	\$320/160 \$320 119/219
If box 2 above is X'd, .....	enter	\$320/160 \$0 120/220
If box 3 above is X'd, .....	enter	\$280/140 \$0 121/221
If box 4 above is X'd, .....	enter nothing	- 0 - (no fee)
<b>8. Original due date:</b> April 30, 2002		
9. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached.	(1 mo) \$110/\$55 (2 mos) \$400/\$200 (3 mos) \$920/\$460 (4 mos) \$1,440/\$720 (Usable only if box 2 is X'd--- 5 mos) \$1,960/\$980	+\$920
10. Enter any previous extension fee paid <input type="checkbox"/> previously since above Original due date (item 8); <input checked="" type="checkbox"/> with concurrently filed amendment .....	-\$920	
11. Subtract line 10 from line 9 and enter: Total Extension Fee		+\$0
12.	TOTAL FEE =	\$320

PLEASE CHARGE  
OUR DEP. ACCT.

(Our Deposit Account No. 03-3975)

(Our Order No. 041535 0266202  
C# M#)

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

07/30/2002 JADD01 00000104 033975 09493063

01 FC:119 320.00 CH

**Pillsbury Winthrop LLP**  
**Intellectual Property Group**

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Atty/Sec: gjp/nlh

NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments

By: Atty: Glenn J. Perry Reg. No. 28458  
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